

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – Irrigation and Command Area Development Department – Allegation of Corruption against Sri Basavaraju Subba Rao, Deputy Executive Engineer, office of the Deputy Director, Ground Water Department, Hyderabad – Trapped on 16-11-2006 – Sanction of Prosecution – Orders – Issued.

IRRIGATION & CAD (SER.VI-1) DEPARTMENT

G.O.Ms.No. 98

Dated: 30-6-2008

Read the following:

1. G.O.Ms.No. 72, I&CAD (Ser.VI-1) Dept., dt. 15-5-2008
2. From the DG, ACB, AP, Hyd. Rc.No.209/RCT-CRI/B6, dt. 24.5.2008.

ORDER:

Whereas, Sri Basavaraju Subba Rao, worked as Deputy Executive Engineer, office of the Deputy Director, Andhra Pradesh State Ground Water Department, Hyderabad from 18.8.2004 to 18.11.2006 and as such he is a Public Servant within the meaning of clause (c) of section 2 of the Prevention of Corruption Act, 1988 (Central Act, 49 of 1988);

2. And whereas, Sri Vasireddy Yugandhar, S/o Sri Raghavendra Rao is resident of Flat No. 101, Babu Complex, 5th lane, Ramakrishnapuram, Dilshuknagar, Hyderabad and is the proprietor of M/s Raghavendra Enterprises. Sri V.Yugandhar is supplying water supply materials such as High Density Poly Ethylene pipes and submersible pumps etc. of M/s Manjeera Pipes (P) Limited, Old Boiguda, Secunderabad and is supplying water supply material to various Government and Private Organizations. On information that there was requirement of High Density Poly Ethylene pipes and submersible pumps in the Ground Water Department, Sri V.Yugandhar approached Sri B.Subba Rao, Deputy Executive Engineer, Ground Water Department, 5th floor, Gaganvihar, Nampally, Hyderabad and requested to place supply orders for which Sri B.Subba Rao, Deputy Executive Engineer, instructed Sri V.Yugandhar to get an introduction letter from Messers Manjeera Pipes (P) Limited. Accordingly Sri V.Yugandhar submitted the said introduction letter to Sri B.Subba Rao, Deputy Executive Engineer on 30-10-2006. When Sri V.Yugandhar met Sri B.Subba Rao, Deputy Executive Engineer on 2.11.2006 and requested to issue the supply order for High Density Poly Ethylene pipes, the Deputy Executive Engineer informed Sri V.Yugandhar that the supply order was not ready. Again on 15.11.2006 when Sri V.Yugandhar met Sri B.Subba Rao, Deputy Executive Engineer, Sri B.Subba Rao, demanded Sri V.Yugandhar to pay a bribe of Rs. 10,000-00 to process the file and to see that the supply orders are placed in favour of Sri V.Yugandhar. When Sri V.Yugandhar expressed his inability to pay that much amount, Sri B.Subba Rao informed Sri V.Yugandhar that the supply orders would not come in his favour if he failed to pay the demanded bribe amount. Sri V.Yugandhar agreed to pay the demanded bribe amount under unavoidable circumstances. Sri B.Subba Rao, Deputy Executive Engineer, directed V.Yugandhar to pay the demanded bribe amount of Rs. 10,000 on 16.11.2006 at his office. Since V.Yugandhar was not willing to pay the bribe amount of Rs. 10,000 to Sri B.Subba Rao, he lodged a written complaint with the Deputy Superintendent of Police, Anti-Corruption Bureau, City Range-I, Hyderabad on 15.11.2006 at 3.15 P.M. and requested for taking legal action against Sri B.Subba Rao, Deputy Executive Engineer. The Deputy Superintendent of Police, Anti-Corruption Bureau, City Range-I, Hyderabad after due verification registered the complaint of Sri V.Yugandhar as a case in Cr. No.21/ACB-CR-1/2006 and took up investigation on 16.11.2006;

3. And whereas, Sri Basavaraju Subba Rao, Deputy Executive Engineer, demanded and accepted bribe of Rs. 10,000/- in front of Sri Tirumala Xerox Point situate inside Burgula

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Ramakrishna Rao Bhavan, Hyderabad as illegal gratification other than legal remuneration from Sri V.Yugandhar and he was trapped by the Deputy Superintendent of Police, Anti-Corruption Bureau, City Range-I, Hyderabad at 5.05 PM on 16.11.2006. The right hand fingers of B.Subba Rao, yielded positive result when subjected to phenolphthalein test. The tainted currency of Rs. 10,000/- was recovered from the hand bag of B.Subba Rao at his instance. When the inner portion of the hand bag of B.Subba Rao subjected to chemical test it also yielded positive result;

4. And whereas, the said act of Sri Basavaraju Subba Rao, Deputy Executive Engineer, Office of the Deputy Director, Ground Water Department, Hyderabad constitutes an offence punishable under section 7 clause (d) of sub-section (i) of section 13 read with sub-section (2) of section 13 of the Prevention of Corruption Act, 1988 (Central Act 49 of 1988);

5. And whereas, the Government of Andhra Pradesh, being the competent authority to remove, Sri B.Subba Rao, Deputy Executive Engineer, office of the Deputy Director, Andhra Pradesh State Ground Water Department, Hyderabad from service after fully and carefully examining the material placed before them in respect of the said allegation, and having regard to the circumstances of the case, consider that, the said Sri B.Subba Rao, Deputy Executive Engineer, office of the Deputy Director, Ground Water Department, Hyderabad District should be prosecuted in a competent court of law for the aforesaid offences.

6. Now, therefore, in exercise of the powers conferred by clause (b) of sub-section (1) of section 19 of the Prevention of Corruption Act, 1988 (Central Act, 49 of 1988) and in pursuance of the order issued in G.O.Ms.No.72 I&CAD (Ser.VI-1) Department dated 15-5-2008, the Government of Andhra Pradesh, hereby accord sanction for the prosecution of the said Sri B.Subba Rao, Deputy Executive Engineer, office of the Deputy Director, Ground Water Department, Hyderabad, for the offences punishable under Section 7 and clause (d) of section (i) of section 13 read with sub-section (2) of section 13 of the Prevention of Corruption Act, 1988 (Central Act 49 of 1988) and for any other cognate offences punishable under any other provisions of law for the time being in force in respect of the above said acts and also for taking cognizance of the said offence by the court of competent jurisdiction.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

S.P.TUCKER
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Director General, Anti Corruption Bureau, Hyderabad.
Copy to:
The LAW (B) Department.

//FORWARDED :: BY ORDER //

SECTION OFFICER

LAW (B)
Dept.